

**Town of Foxborough
Conservation Commission Minutes
July 25, 2016**

Members Present: Robert Boette (Chair), Judith Johnson (Vice Chair), Eric Nelson (Clerk), Rich Golemme, Jeff Ambs, James Marsh (*at 7:06 p.m.*)

Members Absent: Michael Kelleher and Jane Sears Pierce

Staff Present: Diana Gray, Land Use Administrator

Others Present: See attached sign-in sheet

Meeting Opened

Bob Boette opened the meeting, held in the Boyden Library, at 7:00 p.m.

7 Cutler Lane, RFD

Jenn Howe, P.E., represented her brother and sister-in-law, Ben and Laura Howe. This project is for an outdoor storage shed in the back yard. They plan to level the area before installing the shed. Mr. Boette asked that they try to save the large tree in the yard.

Motion was made by Ms. Johnson to close the meeting; seconded by Mr. Nelson. **Vote: 6-0-0**

Motion was made by Ms. Johnson to issue a Negative Determination for an outdoor storage shed at 7 Cutler Lane; seconded by Mr. Marsh. **Vote: 6-0-0**

15 Bragg Road, DEP #157-TBD, NOI

The applicants, Anna and Anthony Colangelo, were represented by Jim Susi of United Consultants. Mr. Susi explained that they would like to demolish the existing house, garage and gazebo, but the existing leaching field, walkways and pathways would remain. They would reconstruct a two bedroom house with an attached garage and decks. Erosion controls will be installed.

Mr. Susi noted that the new house will be further away from the Neponset Reservoir, but the new deck will be located where the existing house is now. The lot's total impervious coverage will be reduced; they will be using crushed stone under the decks so that is not included in the impervious calculations. They will be replacing the existing grassed areas on the Reservoir side of the property will be replaced with native plantings to restore the area. Two small trees that were planted by the previous homeowners will also need to come down. They are not proposing drywells for the runoff, but the downspouts at the rear of the house will be directed away from the lake.

Since the DEP had not issued a file number for this project, the hearing was continued.

Motion was made by Mr. Nelson to continue the hearing for 15 Bragg Road to August 8, 2016 at 7:15 p.m.; seconded by Mr. Ambs. **Vote: 6-0-0**

Forbes Crossing, DEP#157-537, Enforcement and Restoration Order

The Applicant was not present, but had submitted a formal request for continuance to August 8, 2016, and a brief written update for the Commission to review.

Motion was made by Ms. Johnson to continue the hearing for Forbes Crossing Enforcement Order to August 8, 2016 at 7:20 p.m.; seconded by Mr. Nelson. **Vote: 6-0-0**

47 Spring Street, Certificate of Compliance, DEP #157-300

The applicants had requested a Certificate of Compliance for their completed project.

Motion was made by Mr. Nelson to approve the Certificate of Compliance for 47 Spring Street; seconded by Mr. Marsh. **Vote: 6-0-0**

DRAFT

67 North High Street, Partial Certificate of Compliance, DEP #157-497

This property was part of a subdivision's Order of Conditions, but is out of the 100 foot wetland buffer zone. The homeowners had requested a Certificate of Compliance for this lot, as part of the sale of the property.

Motion was made by Mr. Nelson to approve the Partial Certificate of Compliance for 67 North High Street; seconded by Mr. Marsh. **Vote: 6-0-0**

Minutes

The Commission reviewed the minutes of February 22, 2016.

Motion was made by Mr. Nelson to approve the minutes of February 22, 2016 as submitted; seconded by Mr. Ambs. **Vote: 6-0-0**

Dassance Drive Tree Cutting

Member Rich Golemme noted that Tree & Landscape Service Inc. of Sharon, a tree cutting service, had been working in his neighborhood at 23 Dassance Drive; a lot that is on a peninsula surrounded by Beaumont's Pond. He advised the property owner to talk to Ms. Pierce before doing any more tree work, as they were within 100 feet of the water. Mr. Pierce spoke to them and they ended up clearing the overgrown shrubs near the dock on the property and vista cutting some trees; one tree did need to be taken down. He said that the owner was cooperative.

Morse Street, Map 149, Parcel 3721, Reported Violation

The Commission met with Gary Owens in regards to this property. He stated that the property has been vacant since 1978. They have signed a Purchase and Sale and would like to use the property as a contractor yard. The current owner, Barbara Bowser, gave them permission to clean up the property. They thought they had done minimal work and were not aware of the Riverfront Act. The property was flagged in 2012 for a potential sale that ended up falling through; they will have it reflagged. They did not realize they needed to file with the Commission and will do so as soon as the flagging is done. Landmark Engineering is working on plans for them. This land is industrially zoned but Mr. Owens noted that there was a two family home on the property at one time.

Mr. Owens stated that Rich Hayes had met with Ms. Pierce and Building Commissioner Bill Casbarra during the previous week, at which time Ms. Pierce had issued a cease and desist letter to Mr. Hayes. Mr. Casbarra had told Mr. Hayes that a contractor yard would be a permitted use, but a special permit from the Planning Board would be needed.

The Commissioners noted that there may be a vernal pool on the site; if so, they will need to stay 100 feet away from it and also stated that the cut brush that had been piled in the concrete slab could be removed. No other work shall be done.

120 Spring Street

In 1999 there was a vote to sell this property and the question asked of Town Counsel is whether this vote still stands. Ms. Johnson would like to be sure that any funds from the sale go to the Conservation Fund and not to the town General Fund. In-kind replacement land in Town would also need to be provided for the loss of this Article 97 property.

89 North Street, Lane Property

There is a small garage on the rear of the property where the house was burned down this spring that needs to come down. Ms. Pierce will need to discuss this with Mr. Keegan when she returns from vacation.

DRAFT

242-246 Main Street, Lawson Farm

Mr. Boette had attended a Planning Board meeting about this subdivision recently and reported that they are proposing to give a portion of the land that is adjacent to Harold Clark Town Forest to the Commission.

Meeting Adjourned

Motion was made by Mr. Nelson to adjourn; seconded by Ms. Johnson. **Vote: 6-0-0**

The meeting was adjourned at 8:20 p.m.

Respectfully submitted,

Eric Nelson, Clerk

Draft minutes submitted by Diana Gray: 8/8/16

Approved by Commission:

Documents, Not Referenced Above

Attached Documents

1. Agenda, July 25, 2016
2. Meeting Sign In Sheet

Location of Other Documents

3. Manager's Report, filed in Manager's Report binder in the Conservation Office.
4. Referenced projects' documents: please see Conservation Commission's project file